

**From:** Mark Wade mark.wade@boyle.kyschools.us  
**Subject:** Fwd: Books and SB 150  
**Date:** September 25, 2023 at 2:18 PM  
**To:** Jennifer Newby jennifer.newby@boyle.kyschools.us



FYI

----- Forwarded message -----  
From: **Mark Wade** <[mark.wade@boyle.kyschools.us](mailto:mark.wade@boyle.kyschools.us)>  
Date: Fri, Sep 22, 2023 at 1:24 PM  
Subject: Books and SB 150  
To: Fiona Morgan <[fiona.morgan@bluegrassnewsmedia.com](mailto:fiona.morgan@bluegrassnewsmedia.com)>

Fiona,

Senate Bill 150, commonly known as the "Parental Rights Bill", was passed by legislators, vetoed by the governor, and overridden by the Senate and House on 3/29/23. This bill requires parental consent for:

- Mental health counseling related to human sexuality;
- Gathering certain survey information from students for research purposes;
- Instruction through curriculum or programs on human sexuality or sexually transmitted diseases (grades 6 or above).

The bill also states, "Any child, regardless of grade level, enrolled in the district does not receive any instruction or presentation that has a goal or purpose of students studying or exploring gender identity, gender expression, or sexual orientation."

In response to guidance provided by the Kentucky Department of Education, we reviewed current courses, programming, instructional resources and learning experiences to ensure compliance with the law (SB 150) including, but not limited to, health education curriculum, Advanced Placement coursework, dual credit courses and extracurricular activities. This was accomplished through a collaborative effort that included all school library media specialists, legal council, and our district leadership team. Our school library books and programs are considered instructional resources, and are made available to support the grade-level standards being taught. School libraries are instructional support entities within our school. As such, school libraries operate differently than a public library system.

As you may find in your research, this bill could continue to evolve. As a state public school, we are obligated to implement the law and we will respond if there are changes to the legislation.

Below you will find the bill:

<https://apps.legislature.ky.gov/recorddocuments/bill/23RS/sb150/bill.pdf>

In Boyle County Schools, we teach rigorous grade-level state standards, and offer a variety of instructional programs and opportunities for our students. We will continue to give students the best education and opportunity possible.

Thanks,  
Mark Wade



**MARK WADE**  
BOYLE COUNTY SCHOOLS  
SUPERINTENDENT

O: 859-236-6634  
E: [mark.wade@boyle.kyschools.us](mailto:mark.wade@boyle.kyschools.us)  
A: 101 Citation Drive - Suite C  
Danville, KY 40422



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E: [mark.wade@boyle.kyschools.us](mailto:mark.wade@boyle.kyschools.us)  
A: 101 Citation Drive - Suite C  
Danville, KY 40422

**From:** Fiona Morgan fiona.morgan@bluegrassnewsmedia.com  
**Subject:** Re: Books and SB 150  
**Date:** October 5, 2023 at 8:19 AM  
**To:** Mark Wade mark.wade@boyle.kyschools.us

FM

Hi Mark, I have a few clarifying questions on this. They're listed below.

Did KDE specifically say that schools should remove library books?

Did KDE mainly leave it up to districts and their legal counsel to interpret the law?

Is it correct that Stephen Dexter helped interpret the law for Boyle Schools?

SB 150 says there can't be instruction through curriculum or programs on human sexuality for grades 5 and below. Are libraries considered programs in this case? If so, why are books on sexuality being removed from the middle school and high school, in addition to the elementary schools?

The law does not mention libraries or library books. You said library books are "instructional resources." But the law doesn't mention instructional resources either. The law says "...does not receive any instruction or presentation..." In many people's understanding, the word "instruction" means the process of teaching, and not physical materials like books. Did the district interpret the word "instruction" to mean instructional materials?

Did KDE give any guidance on this language, or did the district / attorney interpret this language?

On Fri, Sep 22, 2023 at 6:52 PM Fiona Morgan <[fiona.morgan@bluegrassnewsmedia.com](mailto:fiona.morgan@bluegrassnewsmedia.com)> wrote:  
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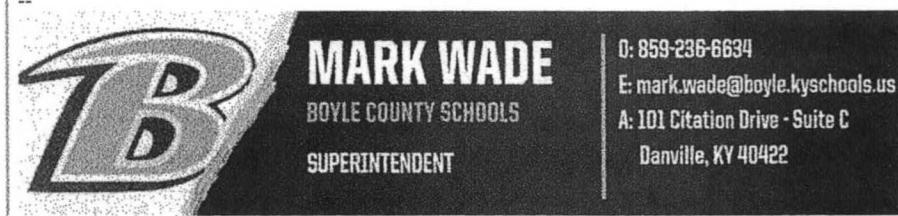
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Fiona Morgan  
Reporter  
The Advocate-Messenger  
Bluegrass News Media

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Reporter  
The Advocate-Messenger  
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**From:** Mark Wade mark.wade@boyle.kyschools.us  
**Subject:** Re: Books and SB 150  
**Date:** October 9, 2023 at 8:38 AM  
**To:** Fiona Morgan fiona.morgan@bluegrassnewsmedia.com

MW

Hey Fiona,

[REDACTED] answered most of these questions, so I will try to fill in any holes. Many of these initial decisions were made before I became Superintendent, but I support the decisions. Since it is up to the district leadership to determine what books are shelved in the library, the decision was made to comply with SB 150 with the library collection. As Stephen stated, "There is not a requirement or right for certain books to be made available; rather, it is up to district leadership to determine what books, curriculum and programs should be included in district libraries. Library books are reviewed, removed or added to on an annual basis at the discretion of district leadership and needs."

If a student or parent desires a book we do not circulate, I encourage them to visit the public library or purchase it online. I hope this helps!

Sincerely,  
Mark Wade

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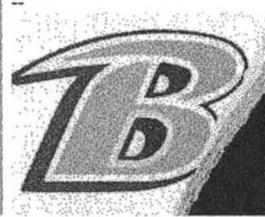
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SUPERINTENDENT

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Danville, KY 40422

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**From:** Fiona Morgan fiona.morgan@bluegrassnewsmedia.com  
**Subject:** Re: Books and SB 150  
**Date:** October 10, 2023 at 4:33 PM  
**To:** Mark Wade mark.wade@boyle.kyschools.us



Thank you Mark - I'll let you know if I have any other questions.

On Mon, Oct 9, 2023 at 8:39 AM Mark Wade <[mark.wade@boyle.kyschools.us](mailto:mark.wade@boyle.kyschools.us)> wrote:  
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**From:** Mark Wade mark.wade@boyle.kyschools.us  
**Subject:** SB 150  
**Date:** October 18, 2023 at 10:55 AM  
**To:** Susan Taylor susan.taylor@boyle.kyschools.us



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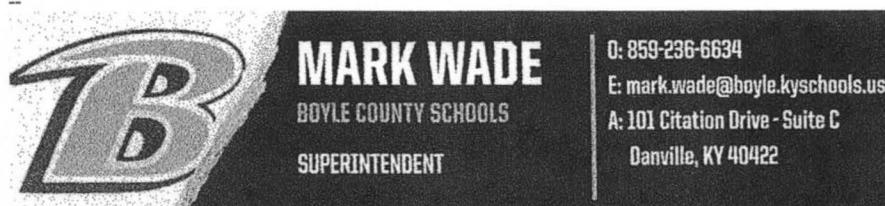
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Thanks,  
Mark Wade





**From:** Stephanie Wade stephanie.wade@boyle.kyschools.us  
**Subject:** SB 150 Library Guidance  
**Date:** April 26, 2023 at 10:22 AM  
**To:** Allen, James - Office of Education Technology james.allen@education.ky.gov



Do you have any school library guidance for SB150? Specifically on collection development, book fairs, access to materials, etc.

My superintendent and district office have had questions from staff, and 2 parents have asked how that works...

Thanks so much for any insight!  
Stephanie



**From:** Allen, James - Office of Education Technology james.allen@EDUCATION.KY.GOV  
**Subject:** Re: SB 150 Library Guidance  
**Date:** April 26, 2023 at 4:36 PM  
**To:** Wade, Stephanie- Curriculum & Innovation Director stephanie.wade@boyle.kyschools.us



Good afternoon. Sorry for the delay. This is the location of the only guidance that I know of:

<https://education.ky.gov/districts/LegislativeGuidance/Pages/default.aspx>

I've not heard any questions on SB150. Do you know what their questions were?

**James Allen**

Statewide School Library Lead  
Office of Education Technology

Email: [james.allen@education.ky.gov](mailto:james.allen@education.ky.gov)

300 Sower Blvd. – 4<sup>th</sup> Floor  
Frankfort, KY 40601

Twitter: [@TLJamesA](https://twitter.com/TLJamesA)



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**From:** Stephanie Wade <[stephanie.wade@boyle.kyschools.us](mailto:stephanie.wade@boyle.kyschools.us)>

**Date:** Wednesday, April 26, 2023 at 10:23 AM

**To:** Allen, James - Office of Education Technology <[james.allen@education.ky.gov](mailto:james.allen@education.ky.gov)>

**Subject:** SB 150 Library Guidance

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**Stephanie Wade**

Curriculum & Innovation Director

**Boyle County Schools**

101 Clinton Drive, Suite C

Dixieville, KY 40422

(859) 226-0250 ext. 2201

stephanie.wade@boyle.kyschools.us

http://boyle.kyschools.us

40400000



Bachelor's of Science

BA



**From:** Stephanie Wade stephanie.wade@boyle.kyschools.us  
**Subject:** Re: SB 150 Library Guidance  
**Date:** April 27, 2023 at 11:10 AM  
**To:** Allen, James - Office of Education Technology james.allen@education.ky.gov  
**Cc:** Steve Karsner steve.karsner@boyle.kyschools.us



The ultimate overall question is: **Can library media programs make available for check-out books that pertain to topics listed in SB 150? If so, can they be part of displays or promotions in the library?**

**Here is the exact wording from SB 150:** A policy to respect parental rights by ensuring that: 1. Children in grade five (5) and below do not receive any instruction through curriculum or programs on human sexuality or sexually transmitted diseases; 2. Any child, regardless of grade level, enrolled in the district does not receive any instruction or presentation that has a goal or purpose of students studying or exploring gender identity, gender expression, or sexual orientation; and A policy to notify a parent in advance and obtain the parent's written consent before the parent's child in grade six (6) or above receives any instruction through curriculum or programs on human sexuality or sexually transmitted diseases authorized in this section. Any course, curriculum, or program offered by a public school on the subject of human sexuality provided by school personnel or by third parties authorized by the school shall: (a) Provide an alternative course, curriculum, or program without any penalty to the student's grade or standing for students whose parents have not provided written consent as required in subsection (1)(e) of this section;(b) Be subject to an inspection by parents of participating students that allows parents to review the following materials: **1. Curriculum; 2. Instructional materials; 3. Lesson plans; 4. Assessments or tests; 5. Surveys or questionnaires; 6. Assignments; and 7. Instructional activities;** (c) Be developmentally appropriate; and (d) Be limited to a curriculum that has been subject to the reasonable review and response by stakeholders in conformity with this subsection and KRS 9 160.345(2).

"A public school offering any course, curriculum, or program on human sexuality shall provide written notification to the parents of a student at least two (2) weeks prior to the student's planned participation in the course, curriculum or program." - This is from KDE guidance

So, with all of the above information:

**Is the library collection considered a "program"?**  
**Is the scholastic book fair considered a "program"?**

I'm sorry to pose these questions, but they've been posed to me, and I wanted to get the KDE Library leads guidance. I don't want to put our Library Media Specialists and their programs in a position to be breaking laws. Still, I want them to be able to make available reading materials that are age-appropriate on all topics if the law permits. The library collection is not a curriculum or a presented program, in my opinion. It is based on a choice for check-out. The library instruction they provide within the library lesson would be considered a curriculum or presented program, but the collection itself, I would think, is not. I don't want to be the "say so" on this, though, because I would never want to put our libraries or district in a position of law-breaking or litigation. I've included our Chief Academic Officer, as he will be working through this with me for libraries, instructional resources, and our curriculum.

Thanks for any insight you can give us!  
Stephanie

On Wed, Apr 26, 2023 at 4:36 PM Allen, James - Office of Education Technology <[james.allen@education.ky.gov](mailto:james.allen@education.ky.gov)> wrote:

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Twitter: [@TLJamesA](#)

# Kentucky Department of **EDUCATION**

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[www.boyle.kyschools.us](http://www.boyle.kyschools.us)

[www.boyle.kyschools.us/curriculum](http://www.boyle.kyschools.us/curriculum)

[www.boyle.kyschools.us/instruction](http://www.boyle.kyschools.us/instruction)

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<a href="http



**From:** Allen, James - Office of Education Technology james.allen@EDUCATION.KY.GOV  
**Subject:** RE: SB 150 Library Guidance  
**Date:** April 28, 2023 at 12:53 PM  
**To:** Wade, Stephanie- Curriculum & Innovation Director stephanie.wade@boyle.kyschools.us  
**Cc:** Karsner, Steve steve.karsner@boyle.kyschools.us



Good afternoon. If you would like, I'm happy to have a call with you all. Just let me know a few times that work for you.

**James Allen**

Statewide School Library Lead  
Office of Education Technology

Email: [james.allen@education.ky.gov](mailto:james.allen@education.ky.gov)  
300 Sower Blvd. – 4<sup>th</sup> Floor  
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**James Allen**  
Statewide School Library Lead  
Office of Education Technology

Email: [james.allen@education.ky.gov](mailto:james.allen@education.ky.gov)  
300 Sower Blvd. – 4<sup>th</sup> Floor  
Frankfort, KY 40601  
Twitter: @T1\_JamesA

# Kentucky Department of EDUCATION

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**Date:** Wednesday, April 26, 2023 at 10:23 AM

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<[james.allen@education.ky.gov](mailto:james.allen@education.ky.gov)>

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**Stephanie Wade**

Curriculum & Innovation Director

**Boyle County Schools**

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[sstephanie.wade@boyle.kyschools.us](mailto:sstephanie.wade@boyle.kyschools.us)

Instructional Leadership

MSL- Library, Informatics & Technology - Rank I

WVU

Bachelor's of Science MSL- Instructional Leadership MSL- Library, Informatics & Technology - Rank I



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**Subject:** Re: SB 150 Library Guidance  
**Date:** May 1, 2023 at 8:44AM  
**To:** Allen, James - Office of Education Technology [james.allen@education.ky.gov](mailto:james.allen@education.ky.gov)  
**Cc:** Karsner, Steve [steve.karsner@boyle.kyschools.us](mailto:steve.karsner@boyle.kyschools.us)

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**Sent:** Thursday, April 27, 2023 11:10 AM  
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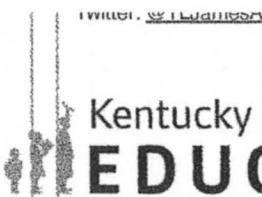
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259-236-0824 ext 2008

@StephanieShade  
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www.stephanieshade.com  
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Bachelor's of Science M.Ed - Instructional Leadership   
MS - Library, Information & Technology - Rank 1 (SWU)

**From:** Stephanie Wade [stephanie.wade@boyle.kyschools.us](mailto:stephanie.wade@boyle.kyschools.us)  
**Subject:** Fwd: SB 150 Library Guidance  
**Date:** October 18, 2023 at 2:46 PM  
**To:** Mark Wade [mark.wade@boyle.kyschools.us](mailto:mark.wade@boyle.kyschools.us), Susan Taylor [susan.taylor@boyle.kyschools.us](mailto:susan.taylor@boyle.kyschools.us)

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Here is the history of me reaching out to the state library consultant about SB 150.

----- Forwarded message -----  
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859-239-6534 ext. 3028

[sawade@boyle.kyschools.us](mailto:sawade@boyle.kyschools.us)

[www.boyle.kyschools.us](http://www.boyle.kyschools.us)

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TechInnovationBoyle  
stephaniewade  
stephaniewade



Bachelor of Science • MA  
MA.Ed - Instructional Leadership •  
MS - Literacy, Informatics & Technology - Rank I



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MS - Literacy, Informatics & Technology - Rank I



**From:** Mark Glover MGlover@fox56news.com  
**Subject:** Request from FOX 56 News, Lexington  
**Date:** October 18, 2023 at 1:55 PM  
**To:** mark.wade@boyle.kyschools.us



Superintendent Wade,

My name is Mark Glover, and I'm News Director at FOX 56 News in Lexington. We saw this story in the Advocate-Messenger: [Boyle schools removing library books in response to SB 150 - The Advocate-Messenger | The Advocate-Messenger \(amnews.com\)](#). Would you be available to talk to us about the issue? Please let me know when you get a chance.

Thanks,

Mark Glover  
News Director  
Nexstar Media Inc.

**WDKY FOX 56**  
836 Euclid Avenue, Suite 201  
Lexington, KY 40502  
859.382.5333 Cell  
[mglover@fox56news.com](mailto:mglover@fox56news.com)  
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